



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

February 23, 1995

Bruce Lester, Treasurer
Illinois Democratic Party
489 Merchandise Mart
Chicago, IL 60654

Identification Number: C00167015

Reference: 12 Day Pre-General (10/1/94-10/19/94) and 30 Day
Post-General (10/20/94-11/28/94) Reports

Dear Mr. Lester:

This letter is to inform you that as of February 22, 1995, the Commission has not received your response to our requests for additional information, dated February 1, 1995. These notices request information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to these requests (copies enclosed).

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Neil Evans on our toll-free number (800) 424-9530 or our local number (202) 219-3580.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosures

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-2

Stewart R. Winstein, Treasurer
Illinois Democratic Party
489 Merchandise Mart
Chicago, IL 60654

FEB 1 1995

Identification Number: C00167015

Reference: 30 Day Post-General Report (10/20/94-11/28/94)

Dear Mr. Winstein:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions from other party committees (i.e. the Democratic State Party Victory Fund) should be properly disclosed on a separate Schedule A, supporting Line 12 of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions from candidate committees should be properly disclosed on a separate Schedule A, supporting Line 11(c) of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) preclude a committee from receiving contributions from another political committee or person in excess of \$5,000 per calendar year.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with the clarifying information. If the contribution(s) you received exceeded the limits, you must seek reattribution of the contribution pursuant to 11 CFR §110.1(k), transfer-out the amount in excess of

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ILLINOIS DEMOCRATIC PARTY

PAGE 2

\$5,000 to an account not used to influence federal elections or refund the excessive amount to the donor(s) in accordance with 11 CFR §103.3(b). In the best interest of your committee, all reattributions, transfers-out, and refunds should be made within sixty days of the treasurer's receipt of the contribution(s). The Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of granting written authorization for a reattribution or transfer-out to another account or receiving a refund.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please

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ILLINOIS DEMOCRATIC PARTY
PAGE 3

clarify whether the contribution(s) received from the referenced organization(s) is permissible. To the extent that your committee has received impermissible funds, the Commission recommends that you transfer the impermissible funds to an account not used to influence federal elections or refund the impermissible amount(s) to the donor(s) in accordance with 11 CFR §103.3(b). The Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-On Schedule H3, you have failed to complete the BREAKDOWN OF TRANSFER RECEIVED column. Please amend your report to identify the breakdown of each transfer-in. 11 CFR 104.10(b)

-Line 23 of the Detailed Summary Page of your report discloses a total of \$70,498.95 in contributions to federal candidates and other political committees. The sum of the entries itemized on Schedule B, however, indicates the total to be \$61,098.95. Please amend your report to clarify the discrepancy.

-For future reporting, please be advised that only contributions to federal candidates and political committees should be itemized on a separate Schedule B supporting Line 23 of the Detailed Summary Page. Contributions to non-federal candidates and committees should be itemized on Schedule B supporting Line 29.

-On Schedule H4 supporting Line 21(a) of the Detailed Summary Page, you failed to use the appropriate category designations consisting of administrative/voter drive, fundraising, exempt and direct candidate support.

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ILLINOIS DEMOCRATIC PARTY
PAGE 4

Please amend your report to clarify the following categories: State Fair and Coordinated Campaign. For your information, itemized coordinated expenditures made by political party committees on behalf of candidates for federal office are disclosed on Schedule F for Line 25 of the Detailed Summary Page.

-Your calculations for EVENT YEAR-TO-DATE totals are incorrect. EVENT YEAR-TO-DATE totals for administrative and voter drive costs are derived by aggregating all disbursements during the calendar year within the category. EVENT YEAR-TO-DATE totals for fundraising, direct candidate support, and exempt activities are derived by aggregating all disbursements during the calendar year within a specific event. These should be calculated by adding the latest disbursement for a category or event to the previous EVENT YEAR-TO-DATE total for that category or event. This running EVENT YEAR-TO-DATE total should be disclosed after each disbursement is listed. Please amend your report by providing the correct EVENT YEAR-TO-DATE totals.

-Schedule H3 of your report discloses transfers received from your non-federal account which occur outside the permissible transfer period. Please be advised that transfers for shared activity must be made within a 70-day time period: no more than 10 days before or 60 days after the payment to the vendor. 11 CFR §106.5(g)(2) and 106.6(e)(2) Please clarify the nature of these transfers-in from the non-federal account.

The Commission recommends that you immediately transfer the total amount received by your federal account outside the 70-day time period back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.


-Your report includes computer produced formats of Schedules A, H3, B and H4. Computer produced formats may only be used upon prior approval of the Commission. You should submit a separate sample format with a cover letter requesting approval. Until your format has been approved, FEC forms must be used. 11 CFR §104.2(d)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on

ILLINOIS DEMOCRATIC PARTY
PAGE 5

our toll-free number, (800) 424-9530. My local number is (202)
219-3580.

Sincerely,



Neil Evans
Reports Analyst
Reports Analysis Division

254

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SCHEDULE A

Itemized Receipts

Page 1 of 1
For Line Number
11(c)

Contributions from Other Political Parties

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE Democratic Party of Illinois

Full Name, Mailing Address & Zip Code

Drive Political Fund
25 Louisiana Ave., N.W.
Washington, D.C. 20001

Employer: Information Requested

Occupation:

For	Date	Amount
Jan 94	09/14/94	5,000.00
Aggregate Year To Date \$5,000.00		

Full Name, Mailing Address & Zip Code

Kirkland & Ellis PAC
200 East Randolph Dr.
Chicago, IL 60601

Employer: Information Requested

Occupation:

For	Date	Amount
Jan 94	09/01/94	2,500.00
Aggregate Year To Date \$2,500.00		

Full Name, Mailing Address & Zip Code

National Education Association PAC
1201-16th Street, N.W.
Washington, D.C. 20036

Employer: National Education Association

Occupation:

For	Date	Amount
Jan 94	09/22/94	5,000.00
Aggregate Year To Date \$5,000.00		

Full Name, Mailing Address & Zip Code

UAW V CAP
8000 E. Jefferson
Detroit, MI 48214

Employer: Information Requested

Occupation:

For	Date	Amount
Jan 94	08/21/94	2,500.00
Aggregate Year To Date \$2,500.00		

Total this Period \$ 15,000.00

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Contributions from Transfers from Other Committee

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE Democratic Party of Illinois

Full Name, Mailing Address & Zip Code

Democrats Win '94 - Federal

1007 N. 7th Street

Springfield, IL 62072

Employer: Information Requested

Occupation:

For	Date	Amount
Gen 94	11/01/94	40.95
Gen 94	11/01/94	67.05
Gen 94	11/01/94	100.00
Gen 94	11/22/94	4,000.00

Aggregate Year To Date \$4,208.00

Full Name, Mailing Address & Zip Code

Democrats Win '94 - Non-Federal

1007 North 7th Street

Springfield, IL 62702

Employer: Information Requested

Occupation:

For	Date	Amount
Gen 94	11/01/94	274.01
Gen 94	11/01/94	448.73

Aggregate Year To Date \$722.74

Total this Period \$ 4,930.74

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